

REMARKS

In response to the Office Action dated September 6, 2006, claims 7 and 13 have been amended. Claims 1-10, 12-16 and 18-24 are pending.

In paragraph 5 on page 3 of the Office Action, claims 1-10, 12-16 and 18-24 were rejected on the ground of non-statutory obviousness-type double patenting as being unpatentable over claims 1-12 of U.S. Pat. No. 6,980,692.

Applicant respectfully traverses the non-statutory obviousness-type double patenting rejection. However, in the interest of expediting prosecution, Applicant is submitting herewith a terminal disclaimer to overcome the rejection.

Accordingly, Applicant respectfully submits that claims 1-10, 12-16 and 18-24 are patentable in view of U.S. Pat. No. 6,980,692 as a result of the filing of the enclosed terminal disclaimer.

In paragraph 7 on page 4 of the Office Action, claims 7 and 13 were rejected under 35 U.S.C. § 112, second paragraph as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention


Applicant respectfully traverses the rejection, but in the interest of expediting prosecution has amended claims 7 and 13 to overcome the rejection. Applicant respectfully submits that the amendments to claims 7 and 13 do not narrow the scope of the claims, but rather merely clarifies the invention

On the basis of the above amendments and remarks, it is respectfully submitted that the claims are in immediate condition for allowance. Accordingly, reconsideration of this application and its allowance are requested.

If a telephone conference would be helpful in resolving any issues concerning this communication, please contact Attorney for Applicant, David W. Lynch, at 423-757-0264.

Respectfully submitted,

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